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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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26529 7590 01/18/2007
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EXAMINER

LY, ANH

ART UNIT	PAPER NUMBER
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2162

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	01/18/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

Office Action Summary

Application No.

10/655,824

Applicant(s)

SEET ET AL.

Examiner

Anh Ly

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 31 October 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-38 is/are pending in the application.
- 4a) Of the above claim(s) 1-18 and 22-27 is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 19-20, 28-30 and 33-36 is/are rejected.
- 7) ☐ Claim(s) 21,31,32,37 and 38 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____.

DETAILED ACTION

1. This Office action is response to Applicants' AMENDMENT filed on 10/31/2006.
2. Claims 28-38 have been added and claims 1-18 and 22-27 were cancelled.
3. Claims 19-21 and 28-38 are pending in this Application.

Claim Rejections - 35 USC § 112

4. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

5. Claims 21 and 29 recite the limitation "a user" in line 3 of claim 21 and "a phone bookmark" in line 4 of claim 29. There is insufficient antecedent basis for this limitation in the claim.

Claim Rejections - 35 USC § 102

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

6. Claims 19-20 and 28-30 and 33-36 are rejected under 35 U.S.C. 102(e) as being anticipated by *US Patent No.: 6,405,037 B1 issued to Rossmann (continuation of application No. 08/570,210, filed on DEC. 11, 1995).

The applied reference has a common Assignee with the instant application.

Based upon the earlier effective U.S. filing date of the reference, it constitutes prior art under 35 U.S.C. 102(e). This rejection under 35 U.S.C. 102(e) might be overcome

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either by a showing under 37 CFR 1.132 that any invention disclosed but not claimed in the reference was derived from the inventor of this application and is thus not the invention "by another," or by an appropriate showing under 37 CFR 1.131.

With respect to claim 19, Rossmann teaches an apparatus for accessing a phone bookmark in a server coupled to a landnet and to a wireless network (figs. 1 & 7, airnet network, including a mobile phone, cellular phone, item 700, server having database: col. 37, lines 60-67 and col. 38, lines 1-8; also see fig. 36, lines 42-67 and col. 37, lines 1-15), the apparatus comprising:

- a memory storing code for of a client module (abstract, col. 4, lines 40-58; see figs 7-9, client module, item 702 and 901; col.37, lines 60-67);

- a display screen (figs. 1 & 7, item 105 and 705 respectively); and

- a processor (fig. 1 cellular phone, item 100, fig. 6, item 610, processor for initiating the client module: col. 20, lines 16-60), coupled to the memory and the display screen, to execute the code in the memory to cause the apparatus to:

- initiate a request to the server over the wireless network for the phone bookmark in the server, wherein the phone bookmark can be updated by a web client device coupled to the landnet (processor for initiating the client module: col. 20, lines 16-60 and updating information by a client device: col. 10, lines 35-58 and col. 11, lines 10-22);

- display the phone bookmark on the display screen after receiving the phone bookmark from the server (col. 12, lines 66-67 and col. 13, lines 1-62);

extract a phone number associated with a name from the phone bookmark when the name is selected (using retrieve data process, client module retrieves the information stored from the server including deck card, URL telephone number and names stored in customer telephone database: see fig. 8, item 852 and col. 31, lines 32-55 and col. 37, lines 60-67); and

dial the phone number automatically to initiate a phone communication in response to a predetermined user input (after one key on the keypad is pressed, that is, the user presses a pre-defined/pre-determined key as automatically dialing a the phone number: col. 12, lines 65-67 and col. 13, lines 1-48).

With respect to claim 20, Rossmann teaches wherein the processor executes the code in the memory to further cause the apparatus to:

display the phone number to allow a user to modify the phone number according to the geographic location of the user (col. 11, lines 10-22 and col. 19, lines 45-56 and col. 11, lines 58-67 and abstract).

With respect to claim 28, Rossmann teaches a wireless personal communication device (cellular phone: fig. 1, item 100) comprising:

a processor (fig. 1 cellular phone, item 100, fig. 6, item 610, processor for initiating the client module: col. 20, lines 16-60);

a display device (items 105, 106 and 107 in fig. 1); and

a memory storing code which, when executed by the processor, causes the wireless personal communication device to perform a process which includes sending to a server, via a wireless network, a request to access a phone bookmark

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stored in the server, the phone bookmark including a name and phone number (abstract, col. 4, lines 40-58; see figs 7-9, client module, item 702 and 901; col.37, lines 60-67; see fig. 1 and sending or transmitting the message including URL, telephone number via wireless network to another location: col. 10, lines 35-52 and col. 15, lines 58-67);

receiving the phone bookmark from the server via the wireless network in response to the request (receiving the message from the server via client process over wireless network: col. 11, lines 58-67 and col. 26, lines 38-67 and col. 27, lines 1-62 and fig. 8's)

displaying the phone bookmark on the display device after receiving the phone bookmark from the server (col. 12, lines 66-67 and col. 13, lines 1-62); and

initiating a phone call to a party corresponding to the name in the bookmark in response to a predetermined user input (processor for initiating the client module: col. 20, lines 16-60 and updating information by a client device: col. 10, lines 35-58 and col. 11, lines 10-22).

With respect to claim 29, Rossmann teaches wherein the memory further stores code which, when executed by the processor, causes the wireless personal communication device to: update a phone bookmark cached in the wireless personal communication device with the phone bookmark received from the server (updating/modification the message including URL or telephone number: col. 10, lines 45-52 and col. 19, lines 45-56).

With respect to claim 30, Rossmann teaches wherein initiating a phone call to a party corresponding to the name in the bookmark in response to a predetermined user input comprises: loading a phone number associated with the name into a memory in the wireless personal communication device (col. 33, lines 48-64).

With respect to claim 33, Rossmann teaches a wireless client device comprising: means for sending to a server, via a wireless network, a request to access a phone bookmark in the server, the phone bookmark capable of being updated on the server by a web client device via a landnet (fig. 1 and fig. 5);

means for receiving the phone bookmark from the server via the wireless network (Internet: item 140, in fig. 5);

means for displaying the phone bookmark to a user of the wireless client device after receiving the phone bookmark from the server (display component in fig. 7, items 705 and 712);

means for selecting a name from the phone bookmark (fig. 8s', col. 10, lines 35-45; col. 12, lines 66-67 and col. 13, lines 1-50); and

means for automatically initiating a phone call to a party corresponding to the name in response to a predetermined user input (fig. 8' and processor for initiating the client module: col. 20, lines 16-60 and updating information by a client device: col. 10, lines 35-58 and col. 11, lines 10-22).

With respect to claim 34, Rossmann teaches wherein the landnet is the Internet (Internet as in fig. 5).

With respect to claim 35, Rossmann teaches means for updating a cached phone bookmark in the wireless client device with the phone bookmark received from the server (updating/modification the message including URL or telephone number: col. 10, lines 45-52 and col. 19, lines 45-56).

With respect to claim 36, Rossmann teaches wherein the means for selecting a name from the bookmark comprises: means for loading a phone number associated with the name into a memory in the wireless client device (col. 33, lines 48-64).

Allowable Subject Matter

7. Claims 21, 31-32 and 37-38 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. "receiving an updated phone number from a user of the wireless client device; and updating the phone number in the phone bookmark with the updated phone number in response to a predetermined user input; and forwarding the updated phone number to the server via the wireless network to update the phone bookmark in the server." And It would be allowable if overcoming the 101 issues.

Conclusion

8. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).


A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.


Contact Information

9. Any inquiry concerning this communication or earlier communications from the examiner should be directed to ANH LY, whose telephone number is (571) 272-4039 or via e-mail: ANH.LY@USPTO.GOV (**written authorization being given by Applicant(s) - MPEP 502.03 [R-2]**) or fax to (571) 273-4039 (examiner's personal fax number).

The examiner can normally be reached on TUESDAY – THURSDAY from 8:30 AM – 3:30 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, **John Breene**, can be reached on **(571) 272-4107**.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). Any response to this action should be mailed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, or faxed to: **Central Fax Center: (571) 273-8300**

ANH LY 
JAN. 3rd, 2007


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